

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JULY 8, 1996
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Golding at 2:05 p.m. Mayor Golding adjourned the meeting at 2:41 p.m. into Closed Session on Tuesday, July 9, 1996, at 9:00 a.m. in the twelfth floor conference room to discuss existing litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present
- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present
- Clerk-Abdelnour (lh)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor Golding-present
- (1) Council Member Mathis-present

Minutes of the Council of the City of San Diego
for the Regular Meeting of Monday, July 8, 1996

Page 2

- (2) Council Member Wear-present
- (3) Council Member Kehoe-present
- (4) Council Member Stevens-present
- (5) Council Member Warden-present
- (6) Council Member Stallings-present
- (7) Council Member McCarty-present
- (8) Council Member Vargas-present

FILE LOCATION: MINUTES

ITEM-10: INVOCATION

Invocation was given by Reverend Lyle Hinitz of the
Clairemont Covenant Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Wear.

FILE LOCATION: MINUTES

PUBLIC COMMENT:

ITEM-PC-1:

Don Stillwell commented on capital crimes and how he thinks
the Federal Reserve robs us. He requested Council to
correct this robbery and provide a stable non-inflationary
money system that would eliminate interest on federally
borrowed money and require banks to have a 100 percent
reserve.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A033-054.)

Minutes of the Council of the City of San Diego
for the Regular Meeting of Monday, July 8, 1996

Page 3

COUNCIL COMMENT:

None.

FILE LOCATION: NONE

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

6/10/96

6/11/96

6/11/96 Special Joint Meeting

6/17/96 Adjourned

6/18/96 Adjourned

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A060-064.)

MOTION BY STALLINGS TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-31:

SUBJECT: Peninsula Lions Club 50th Anniversary.

COUNCILMEMBER WEAR'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1624) ADOPTED AS RESOLUTION R-287584

Recognizing the Peninsula Lions Club for fifty years of dedication and commitment to the Peninsula community.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A065-087.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-32:

SUBJECT: Proclaiming July 1996 to be Parks and Recreation Month.

(Continued from the meetings of June 3, 1996, Item 32, and July 1, 1996, Item 30, at the City Manager's request.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1469) ADOPTED AS RESOLUTION R-287585

Proclaiming the month of July 1996 to be "Parks and Recreation Month" in San Diego;

Encouraging all citizens of San Diego to join in this nationwide celebration bringing recognition to all the benefits derived from quality public and private recreation and park resources at the local level.

CITY MANAGER SUPPORTING INFORMATION:

Each year, the month of July is recognized nationally as "Parks and Recreation Month." This action will designate July 1996 as "Parks and Recreation Month" within the City of San Diego. Special events focused around the "Celebrate the Family" and "Star Spangled Summer" themes will be held at most recreation centers Citywide. In addition, this action recognizes the importance of the City's 1,600 plus Park and Recreation Department staff in improving the quality of life of the citizens and tourists 365 days a year.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A088-145.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,

Minutes of the Council of the City of San Diego
for the Regular Meeting of Monday, July 8, 1996

Page 5

Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

* ITEM-50:

SUBJECT: Amending the S. D. Municipal Code relating to the San
Diego Housing Trust Fund.

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on
6/25/96. (Council voted 8-0. Mayor Golding not present):

(O-96-168 Corr. Copy) ADOPTED AS ORDINANCE O-18320 (New
Series)

Amending Appendix A of Division VI, Chapter IX, Article
VIII, of the San Diego Municipal Code relating to the
San Diego Housing Trust Fund, to read as follows:

Type of Use	Fee/Building Square Feet
Office	\$1.06
Hotel	\$0.64
Research and Development	\$0.80
Retail	\$0.64
Manufacturing	\$0.64
Warehouse	\$0.27

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO DISPENSE WITH THE READING AND
ADOPT ORDINANCE. Second by Mathis. Passed by the following
vote: Mathis-yea, Wear-yea, Kehoe-nay, Stevens-nay,
Warden-yea, Stallings-nay, McCarty-yea, Vargas-yea, Mayor
Golding-yea.

* ITEM-51:

**Minutes of the Council of the City of San Diego
for the Regular Meeting of Monday, July 8, 1996**

Page 6

SUBJECT: Proposed Lease Agreement with Warren Communications,
Inc., at Brown Field.

(District-8.)

CITY COUNCIL'S RECOMMENDATION:

Adopt the following ordinance which was introduced on
6/24/96. (Council voted 9-0):

(O-96-167) ADOPTED AS ORDINANCE O-18321 (New Series)

Authorizing the City Manager to execute a 3-year lease
agreement, with one 3-year renewal option, with Warren
Communications, Inc., for the use of a 5,000
square-foot building at Brown Field Airport, for
newspaper publication purposes, at an initial annual
rent of \$24,000.

NOTE: 6 votes required pursuant to Section 99 of the
City Charter. A notice regarding the adoption of this
ordinance was published in the Daily Transcript on
6/17/96.

FILE LOCATION: LEAS - Warren Communications, Inc.
LEASFY97-1

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed
by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

*** ITEM-100:**

SUBJECT: Inviting Bids for Construction of CAB 2nd and 12th
Floor Restroom Renovation.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1636) ADOPTED AS RESOLUTION R-287586

Inviting bids for Construction of CAB 2nd and 12th Floor Restroom Renovation, on Work Order No. 112612, to bring them into compliance with the Americans with Disabilities Act (ADA);

Authorizing the execution of a contract with the lowest responsible bidder;

Authorizing the City Auditor and Comptroller to reprogram and transfer to Fund 18531, Department 4091, Organization 9101 - ADA Compliance, Job Order No. 112612: \$893.37 from Fund 18528, Department 4028, Organization 2801 - Architectural Barriers, Job Order 000001; \$2,929.39 from Fund 18528, Department 4028, Organization 2801 - Architectural Barriers, Job Order 112303; \$98,198.24 from Fund 18529, Department 4048, Organization 4801 - ADA Compliance, Job Order 000001; \$5,000 from Fund 18530, Department 4069, Organization 6901, Job Order 000001; and \$48,414 from Fund 18531, Department 4091; Organization 9101 - Removal of Architectural Barriers, Job Order 000001; authorizing the expenditure of \$155,435 from Fund 18531, Department 4091, Organization 9101 - ADA Compliance;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in the project until completion. (BID-K96206C)

CITY MANAGER SUPPORTING INFORMATION:

The Americans with Disabilities Act (ADA), enacted on July 26, 1990, provides comprehensive civil rights protection in several areas, including state and local government services, to persons with disabilities. Title II of the act prohibits state and local governments from discriminating by requiring program accessibility. Program accessibility can be attained by rescheduling or relocating programs to accessible locations or by making physical changes to facilities. The second and twelfth floors of the City Administration Building are the floors most often used by the general public. As part of the City's on-going commitment to making City facilities accessible to persons with disabilities, the restrooms on these floors will be renovated to make them accessible. Construction is scheduled to take place during the legislative recess in August, 1996.

Aud. Cert. 9601258.

FILE LOCATION: W.O. 112612 CONT - Fordyce Construction
CONFY97-1

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed
by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

* ITEM-101:

SUBJECT: Non-Motorized Transportation Grant Applications.

(Via de la Valle, City Heights, Corridor, Kensington,
Normal Heights, Mission Valley and Carmel Valley
Community Areas. Districts-1, 3 and 6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1587) ADOPTED AS RESOLUTION R-287587

Authorizing the City Manager to submit grant
applications to SANDAG for Local Transportation Funds
(LTF) and/or TransNet Bikeway funds for five
non-motorized transportation projects.

CITY MANAGER SUPPORTING INFORMATION:

Five grant applications for Local Transportation Funds (LTF) and
TransNet-Bikeway funds have been prepared for submission to
SANDAG which administers bikeway and pedestrian transportation
funding. Legislation provides that two percent of LTF may be
used for the construction of bicycle and pedestrian facilities
and that a total of \$1,000,000 of TransNet funds may be used for
bicycle facility improvements. These funds are made available to
all jurisdictions within the county based on an area-wide
priority list of facilities approved annually by the SANDAG Board
of Directors. The resolution authorizes the City Manager to
submit grant applications for LTF and/or TransNet-Bikeway funds

for five non-motorized transportation projects: 1) Via de la Valle Bike Lanes; 2) "Coast to Crest Trail" Interstate 5 Underpass; 3) State Route 15 Bikeway; 4) San Diego River Bicycle Path; and 5) Carmel Valley Road Bicycle Path.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-102:

SUBJECT: Metropolitan Operations Center (MOC) Expansion.

(Kearny Mesa Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1629) ADOPTED AS RESOLUTION R-287588

Authorizing the Auditor and Comptroller to amend the CIP Budget to add CIP-40-922.0, Metropolitan Operations Center Expansion, in accordance with the 1996 Appropriation Ordinance;

Authorizing the Auditor and Comptroller to transfer not to exceed \$2,500,000 within Fund 41508, from Program Element 77715, Object Account 3221, to CIP-40-922.0, Metropolitan Operations Center Expansion, to fund a new project to negotiate the purchase of a warehouse and repair facility, subject to Council approval at a later date.

CITY MANAGER SUPPORTING INFORMATION:

With the ongoing construction at the North City Water Reclamation Plant approaching completion, and with the continued construction at the Metro Bio-solids facility, MWWDD has wanted to have a

warehouse and repair facility within close proximity. Recently, a 35,000 sq. ft. building has been identified in the Kearny Mesa area which would meet these needs. Approval of this action would create and fund a new capital improvement project so that the Real Estate Assets Department may negotiate purchase of this building subject to final Council approval at a later date.

Aud. Cert. 9601290.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-103:

SUBJECT: Additional Funds for the Construction of the Aero Drive Material Testing Laboratory.

(Kearny Mesa Community Area. District-6.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1640) ADOPTED AS RESOLUTION R-287589

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$43,778.91 from CIP-37-239.0, Fund No. 30245, Aero Drive Industrial Park - Lot 4 Site Improvements, to CIP-37-600.0 Construction of Aero Drive Material Testing Laboratory;

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$330,000 from CIP-40-921.0, Fund No. 41509, FIRP Phase II Digested Sludge and Centrate Pipelines to CIP-46-173.0, Fund No. 41506, Aero Drive Test Laboratory;

Authorizing the expenditure of an amount not to exceed

\$43,778.91 from CIP-37-600.0, Fund No. 30245 and an amount not to exceed \$330,000 from CIP-46-173.0, Fund No. 41506.

CITY MANAGER SUPPORTING INFORMATION:

The Aero Drive Test Lab Project provides for the design and construction of a 14,000 square foot material testing laboratory at the City's Aero Drive Industrial Park. The material testing laboratory is responsible for the quality control testing of materials which are used in the public right-of-way as well as on City-owned and operated facilities. The additional funding being requested is for construction change orders and equipment purchases for the Sharp Program (Strategic Highway Research Program).

Aud. Cert. 9601291.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-104:

SUBJECT: Construction of Seismic Retrofit of the Harris Plant Road Bridge over Kearny Villa Road.

(Miramar Naval Air Station. Districts-5 and 7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1644) ADOPTED AS RESOLUTION R-287590

Accepting Program Supplement No. 11-5004(103) to Local Agency - State Agreement for Federal Aid Project No. 11-5004(032) for an amount of \$135,982 for Construction of Seismic Retrofit of the Harris Plant Road Bridge

over Kearny Villa Road;

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$135,982 from program Supplement 11-5004(103) to CIP-53-037.0, Annual Allocation - Earthquake Restrainers for Bridges for Construction of Seismic Retrofit of the Harris Plant Road Bridge over Kearny Villa Road;

Authorizing the expenditure of an amount not to exceed \$166,722 from CIP-53-037.0, Annual Allocation - Earthquake for Bridges, for the Construction of Seismic Retrofit of the Harris Plant Road Bridge over Kearny Villa Road, of which \$135,982 is from Program Supplement No. 11-5004(103) and \$30,740 is from TransNet Fund 30300;

Authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer funds to the appropriate reserves provided that the City Auditor and Comptroller first furnishes a certificate demonstrating that the funds necessary for expenditure are, or will be, on deposit in the City Treasury.

CITY MANAGER SUPPORTING INFORMATION:

The Harris Plant Road Bridge Over Kearny Villa Road has been identified as a seismically deficient bridge by CalTrans. This project will install concrete casing at the center column and transverse restrainers at both abutments, so that the bridge will meet current seismic retrofit standards.

Aud. Cert. 9601301.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-105:

SUBJECT: Participation Agreement with AG Land Associates, for
Miramar 712 and North City 610 Pressure Zones Water
Study.

(Future Urbanizing Area, Clairemont, Linda Vista,
Pacific Beach, and Serra Mesa Community Areas.
Districts-1,2,5,6 & 7.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1595) ADOPTED AS RESOLUTION R-287591

Authorizing an agreement with AG Land Associates (San
Diego), for preparation and completion of a water study
for the Miramar 712 and North City 610 pressure zones;
Authorizing the Auditor and Comptroller to transfer not
to exceed \$51,965 from CIP-73-300.0, Tierrasanta
Pressure Zone Improvements, to CIP-73-083.0, Annual
Allocation - Water Main Replacements;

Authorizing the expenditure of not to exceed \$53,871
from CIP-73-083.0, Annual Allocation - Water Main
Replacements.

CITY MANAGER SUPPORTING INFORMATION:

On December 6, 1994, by Resolution No. R-285086, the Council of
the City of San Diego approved Tentative Map TM-91-0361, Torrey
Reserve Heights, a mixed-use development south of Carmel Mountain
Road between Interstate 5 and El Camino Real. Conditions of
approval of the map required the developer, AG Land Associates,
LLC, a California limited liability company, to prepare a water
study in accordance with the approved scope of work for the
Miramar 712/North City 610 Pressure Zones by Pountney and
Associates.

The City finds that public interest is served by the preparation
of the water study which is necessary to identify the facilities
required to improve the water system. After the City's approval
of the study, the City will reimburse the developer 50 percent of
the developer's actual costs except that reimbursement shall not
exceed \$53,871.

**Minutes of the Council of the City of San Diego
for the Regular Meeting of Monday, July 8, 1996**

Page 14

Aud. Cert. 9601269.

WWF-DSD-96-247.

FILE LOCATION: MEET CCONFY97-1

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

*** ITEM-106:**

SUBJECT: Four actions related to Convention Center Expansion
Vacations, Abandonments, Dedications and Easement.

(Centre City Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-96-1599) ADOPTED AS RESOLUTION R-287592

Vacating excess portions of Harbor Drive and Fifth Avenue in connection with the Convention Center Expansion, under the procedure for the summary vacation of streets.

Subitem-B: (R-96-1600) ADOPTED AS RESOLUTION R-287593

Accepting easement deeds of the San Diego Unified Port District, granting to the City easements for general utility, drainage, access and street purposes required for the Convention Center Expansion.

Subitem-C: (R-96-1601) ADOPTED AS RESOLUTION R-287594

Authorizing the execution of quitclaim deeds, quitclaiming, abandoning and vacating existing easements for general utility, sewer, drainage and water, to the San Diego Unified Port District.

Subitem-D: (R-96-1602) ADOPTED AS RESOLUTION R-287595

Stating for the record that the information contained in Environmental Impact Report UPD-83356-EIR-121, SCH-94061023, prepared and certified by the San Diego Unified Port District, including any comments received during the public review process, has been reviewed and considered by Council in connection with the expansion of the San Diego Convention Center.

CITY MANAGER SUPPORTING INFORMATION:

The proposed vacations, abandonments, dedications and new easements have been requested and are required to accommodate the expansion of the Convention Center. The areas proposed for the vacation, abandonment, dedication and new easements are fully improved and under the jurisdiction of the Port District. The property adjacent to these areas are also owned by the Port District. The vacated area is no longer required for street purposes because of the redesign of Harbor Drive and closure of the Fifth Avenue Extension. The small remainder of Fifth Avenue, south of Harbor Drive, being vacated has no impact on the traffic in the area. The main portion of Fifth Avenue was vacated by the Port when the Convention Center was constructed in 1989. The street dedication is caused by realigning the property line to the south along Harbor Drive to accommodate the drop off lanes for the San Diego Convention Center Expansion. This action is required to accommodate the abandonment of utilities crossing the expansion site and establishing new easements for rerouting the utilities. The rights-of-way to be vacated, abandoned, dedicated and new easements contain public and franchise facilities that are to be relocated or protected in place during the construction phase of the expansion. The rights-of-way also contain storm drain appurtenances, some of which are to be relocated, or remain in place, and will continue to be maintained by the City of San Diego. Staff review of the proposed vacation indicates that the four required findings of vacation can be made and that the area proposed for vacation may be summarily vacated as part of the Convention Center Expansion.

FILE LOCATION: Subitem-A: STRT - J-2846 DEED F-6793;
Subitem-B: DEED F-6793; Subitem-C:
DEED F-6793; Subitem-D: DEED F-6793
DEEDFY97-3 (Convention Center #62)

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-107:

SUBJECT: Removing the Two-Hour Time Limit Parking Zone on Calle Pueblito and Via Marchena.

(Rancho Bernardo Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1610) ADOPTED AS RESOLUTION R-287596

Removing the two-hour time limit parking zone on both sides of Calle Pueblito between Paseo Lucido and Caldas De Reyes, and on both sides of Via Marchena;
Authorizing the removal of the signs.

CITY MANAGER SUPPORTING INFORMATION:

Removal of two-hour time limit parking zones is proposed for two locations:

1) Calle Pueblito between Caldas De Reyes and Paseo Lucido, and
2) Via Marchena. This action was petitioned by more than seventy-five percent of the fronting property owners on the affected streets and meets the requirements of Council Policy 200-4 for the removal of two-hour time limit parking. Council approval is required for this action. The Bernardo Heights Homeowners Association requested that the existing two-hour parking zones be converted to "No parking 7 a.m. to 4 p.m. - School Days." This has already been implemented on several streets in the area to mitigate parking impact from the adjacent high school. The Rancho Bernardo Planning Board was notified of the requested changes and had no objections. These changes do not require Council approval and will be implemented by staff upon approval of the removal of two-hour time limit parking.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-108:

SUBJECT: Excusing Councilmember Stallings from the Rules Committee Meeting of 6/19/96.

COUNCILMEMBER STALLINGS'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1648 REV.1) ADOPTED AS RESOLUTION R-287597

Excusing Councilmember Valerie Stallings from attending the Rules, Finance and Intergovernmental Relations Committee meeting of June 19, 1996, due to personal illness.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-109:

SUBJECT: Supporting the San Diego Aircraft Carrier Museum.

COUNCILMEMBER MATHIS'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1634) ADOPTED AS RESOLUTION R-287598

Supporting the efforts of the San Diego Carrier Museum (a nonprofit corporation) to acquire the USS Midway as a permanent museum, educational and entertainment complex to be located in the San Diego Bay.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-110:

SUBJECT: Talladega College Week.

COUNCILMEMBER STEVENS'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1649) ADOPTED AS RESOLUTION R-287599

Proclaiming August 1 through 4, 1996 to be "Talladega College Week" in San Diego.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-111:

SUBJECT: Photo Enforcement of Red Light Violations.

(See City Manager Report CMR-96-08.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-96-1592 COR COPY) ADOPTED AS RESOLUTION R-287600

Authorizing the City Manager to negotiate an agreement for a pilot program of photo-enforcement of red light violations at signalized intersections within the City of San Diego.

PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE'S
RECOMMENDATION:

On 1/17/96, PS&NS voted 4-0 to: a) approve the pilot program for a one-year period with the option of extending the contract for an additional year; and b) direct the City Manager's office to renegotiate the contract for a one-year period and bring the final contract to the City Council for approval. (Councilmembers Wear, Stevens, McCarty and Vargas voted yea; Councilmember Kehoe not present.)

FILE LOCATION: MEET CONFY97-1

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-150:

SUBJECT: Revisions to the San Diego Municipal Code Relating to Newsracks.

(See City Manager Reports CMR-96-21 & CMR-96-128; Committee Consultant Analysis LUH-96-1; City Attorney's 5/1/96 Memorandum; Stanley F. Zubel's 2/6/96 letter; Erik Basil's 2/5/96 letter; Rafael Arreola's letter; Stan Harris's 1/2/96 letter.)

TODAY'S ACTION IS:

Introduction of the following ordinance:

(O-96-157) CONTINUED TO AUGUST 5, 1996

Introduction of an Ordinance amending Chapter VI, Article 2, Division 1, of the San Diego Municipal Code by amending Sections 62.1004, 62.1005 and 62.1007, and by repealing Sections 62.1006 and 62.1008 relating to Newsracks on Public Rights of Way.

LAND USE AND HOUSING COMMITTEE'S RECOMMENDATION:

On 2/7/96, LU&H voted 3-2 to approve the following actions.

(Councilmembers Mathis, Wear and McCarty voted yea.

Councilmembers Stevens and Warden voted nay):

1) Approve the Committee Consultant's recommendations to direct the City Attorney to draft for City Council adoption:

- a) Approve all of the City Manager's recommendations, except revising Municipal Code Section 62.1005(e)(7) to "reduce the current required width from six feet (72 inches) of clear passageway to coincide with the State Building Code" (no less than 48 inches, or 36 inches where 48 inches creates unreasonable hardship). The current required width of six feet for clear passageway is to be retained.
- b) Revise Municipal Code Section 62.1005(d) to increase the space separating groups of newsracks from "not less than five feet" to "not less than six feet," and add the word "clear" before the word "space."
- c) Revise Municipal Code Section 62.1005(e)(10) to include any painted curb, such as a red zone.

2) Direct the City Manager to work with the City Attorney to review any public safety issues that need to be addressed, draft defensible language for restricting newsracks in zones identified by painted curbs, and to make further recommendations if necessary to ensure public safety, such as where it is appropriate to prohibit newsracks adjacent to the curb from facing the street. Also, the City Attorney was asked to provide additional information regarding banning newsracks in residential zones.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO CONTINUE TO AUGUST 5, 1996 AT THE REQUEST OF JERRY LEWIS FROM THE SAN DIEGO UNION TRIBUNE SO THE PROPER PERSONS MAY BE PRESENT TO ADDRESS THE ISSUE. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-200:

SUBJECT: Branch Libraries Ballot Initiative.

(Continued from the meeting of June 24, 1996, a portion of Item 201, at Councilmember McCarty's request, for the entire package to be brought to Council.)

(See Committee Consultant Analysis PS&NS 96-4; Councilmember McCarty's memorandum of 4/19/96; Library Funding Options; City Manager Report CMR-95-289; City Manager Report CMR-95-255; City Attorney's Report of 10/27/95; Councilmember McCarty's memorandum of 9/7/95.)

TODAY'S ACTION IS:

Adoption of the following resolution:

(R-96-) CONTINUED TO JULY 15, 1996

Approving the list of 20 branch libraries to be constructed with a portion of the City's share of the sales tax revenue from the November, 1996 Ballot Measure;

Declaring that a limit of \$65 million shall be used for branch library construction;

Declaring that the balance of the revenues from the sales tax increase shall be placed in a special library endowment fund to be established.

PUBLIC SAFETY AND NEIGHBORHOOD SERVICES COMMITTEE'S
RECOMMENDATION:

On 5/15/96, PS&NS voted 4-0 (Councilmembers Wear, Kehoe, McCarty and Vargas voted yea; Councilmember Stevens not present) to:

- A. Adopt the list of 20 branches to be constructed and set a limit of \$65 million for branch construction. The balance of all other revenues received from the County Library Tax will be placed in a special library endowment fund to be established.
- B. Direct staff to prepare a resolution in support of the County ballot measure that includes the City of San Diego's spending priorities.
- C. Direct the City Attorney's office to prepare the ballot language on the "Maintenance of effort" and library endowment fund Charter Amendments and return to the Public Safety and Neighborhood Services Committee on June 12, 1996.

SUPPORTING INFORMATION:

There are twenty branches to be constructed:

Balboa
Clairemont
College Heights
Kensington
La Jolla Branch - Parking
Logan Heights
Mission Hills
Mission Valley
North Clairemont
North Park
Oak Park
Ocean Beach
Paradise Hills
Point Loma
San Carlos
San Ysidro
Serra Mesa
Skyline Hills
University City N.
University Heights

NOTE: Balboa, North Park, and San Carlos are expansions of existing facilities. The La Jolla Branch entails parking improvements only.

NOTE: On 6/25/96 Council voted 7-2 (Councilmember Warden and

Mayor Golding voted nay) to adopt a resolution to only support the County placing the measure for a five-year 1/4 cent County-wide sales tax increase to be dedicated to local libraries on their November, 1996 ballot. Staff was requested to: 1) Return to Council on July 8, 1996 with a complete package for Council's determination as to whether or not to place the endowment fund before the City voters. The package should include how the construction fund and the library endowment fund would be utilized; 2) Identify how the endowment fund would benefit Councilmember Warden's District; and 3) Continue seeking State authority for this ballot measure.

FILE LOCATION: NONE

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO CONTINUE TO JULY 15, 1996 AT THE REQUEST OF THE CITY MANAGER FOR FURTHER REVIEW. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-201:

SUBJECT: Two actions related to the Construction of Sewage Pump Station No. 77 - Emergency Storage Pond Improvements.

(Rancho Bernardo Community Area. District-5.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-96-1370) ADOPTED AS RESOLUTION R-287601

Inviting bids for the Construction of Sewage Pump Station No. 77 - Emergency Storage Pond Improvements on Work Order No. 173501;

Authorizing the execution of a contract with the lowest responsible bidder, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for the expenditure are, or will be on deposit in the City Treasury;

Authorizing the expenditure of \$2,094,050 from Sewer Revenue Fund 41506, CIP-46-106.0, Annual Allocation for Sewer Pump Station Restorations, provided that the City Auditor first furnishes a certificate demonstrating that the funds necessary for the expenditure are, or will be on deposit in the City Treasury;

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-K96205C)

Subitem-B: (R-96-1637) ADOPTED AS RESOLUTION R-287602

Authorizing the use of City Forces to install backflow preventers and meters; declaring that the cost of the work shall not exceed \$49,000.

CITY MANAGER SUPPORTING INFORMATION:

Sewage Pump Station No. 77 is located in Rancho Bernardo adjacent to Lake Hodges and the Rancho Bernardo Community Park. This facility collects most of the wastewater in Rancho Bernardo and pumps it via a force main to the Hale Avenue Treatment Facility (HARRF) in Escondido. This project will provide various operational, security, and aesthetic improvements. The existing emergency holding pond (used to protect Lake Hodges from a sewage spill if there is a system failure) will be reconfigured, lined with colored concrete, and enlarged in order to allow for easier cleaning and to minimize the visual impact. A new entrance gate and fencing will be provided to improve site security. Site lighting will be modified to lessen nighttime impacts and provide greater operational flexibility. Landscaping will be installed to screen the facility from the surrounding homes and park. These improvements are required due to failure of the existing emergency storage pond lining and issues raised by the surrounding community regarding visual impact and odor control. Pursuant to a two-year process that included extensive community, regulatory agency, operating personnel, and City Council Office input, a consensus was reached on the site improvement plan. The plan developed is the most cost-effective solution to the myriad of issues surrounding the Pump Station No. 77 site.

WWF-CSD-96-235.

FILE LOCATION: Subitems-A,B: W.O. 173501 CONT - L. R.

Hubbard Construction Co.

CONFY97-1

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed
by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

ITEM-202:

SUBJECT: Contract Sizing Pilot Program.

(See City Manager Report CMR-96-89 Revised.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1466) ADOPTED AS RESOLUTION R-287603

Approving the implementation of the Contract Sizing
Pilot Program utilizing the projects identified in City
Manager Report CMR-96-89 Revised, with the later
inclusion of a Public Building and Park Design Division
selection;

Authorizing staff to select a Public Building and Park
Design project to replace the Kumeyaay Lake project and
return to Council for approval;

Directing staff to monitor the projects and report the
results of the program to Council.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed
by the following vote: Mathis-yea, Wear-yea, Kehoe-yea,
Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea,
Vargas-yea, Mayor Golding-yea.

ITEM-203:

SUBJECT: Declaring a Continued State of Emergency regarding the
Discharge of Raw Sewage from Tijuana, Mexico.

(San Ysidro and Tijuana River Valley Community Areas.
District-8.)

MAYOR GOLDING'S RECOMMENDATION:

Adopt the following resolution:

(R-96-1628) ADOPTED AS RESOLUTION R-287604

Declaring a continued State of Emergency regarding the
discharge of raw sewage from Tijuana, Mexico.

SUPPORTING INFORMATION:

For more than 60 years, raw sewage from the Republic of Mexico has flowed unabated into the United States plaguing the residents of San Diego. This flow is a serious threat to the region, creating health hazards, forcing the closure of beaches and impacting local businesses. For this reason, the City Council has continued to declare a State of Emergency in the Tijuana River Valley.

The solution to this long standing problem is the construction of the International Treatment Facilities. The facilities consist of a 25 million gallon per day (mgd) secondary treatment plant in the United States, canyon collectors in Goat Canyon and Smuggler's Gulch to collect renegade sewage, and the South Bay Ocean Outfall. The status of these projects is as follows:

SOUTH BAY INTERNATIONAL WASTEWATER TREATMENT PLANT

- A. Construction Contract 1 (CC-1) - Site Preparation.
Construction: Completed February 23, 1995 at a cost of \$4,873,615.
- B. Construction Contract 2 (CC-2) - Advanced Primary Facilities.
Construction: June 1995 - March 1997.

Construction completion is on target for December 1996, with startup testing projected for January 1997. As of May 31, 1996, the percent completion was 61 percent. Overall,

approximately 94 percent of the concrete has been placed. Placement of concrete for all below ground structures and some above ground structures is complete, and backfilling of foundations is ongoing. Placement of concrete for some above ground structures, and installation of electrical conduit, piping, protective coatings, and mechanical equipment is ongoing.

At the Un-stabilized Sludge Storage Tank Area, the foundation, walls, and roof of the Un-stabilized Sludge Storage Tank (USST) have been completed, and surface preparation of the interior walls for coating is ongoing. Installation of the pumps at the Sludge Mixing Pump Station and the scrubber and chemical tanks at the USST Odor Reduction Station is in progress.

At the Personnel Building and Main Switchgear Building, installation of drywall, doors, windows, fire sprinkler piping, insulation, and flashing is completed, and painting of the walls and installation of the electrical wiring and HVAC duct-work is ongoing. At the Solids Processing Building and Truck Loading Building, placement of concrete is complete and coating of concrete surfaces ongoing. Two scrubbers have been installed at the Solids Processing Odor Reduction Station. Placement of concrete for the sludge conveyor footings is in progress.

At the Headworks, rebar installation, form-work, and placement of concrete for the upper walls is ongoing. Testing of the influent pumps and variable frequency drives at the manufacturer has been successfully completed. Placement of concrete for slab on grade of the Headworks Bin Storage Area and the Odor Reduction Station is complete.

At the Primary Sedimentation Tanks (PST), placement of concrete for the walkways and installation of handrails, and coating of the tank walls is ongoing. Grouting of PST bottoms and installation of T-rail is complete. The slab on grade at the Advanced Primary Chlorination Facility and Chemical Addition Area is complete. Installation of piping and equipment at the PST gallery is in progress. Installation of piping and equipment at the Primary Skimmings Pump Station is also in progress.

Placement of approximately 2,200 columns for the perimeter fence is complete. Placement of concrete for the walls for

Junction Box No. 2 is complete. Work at the border to connect the primary influent pipeline to the existing junction structure in Mexico and construction of Junction Structure No. 1 in the U.S. is ongoing. The 30" emergency connection bypass line has been tied into the manhole at Junction Structure No. 1. Excavation for the interceptor-collector system at Canyon del Sol has been completed and backfilling for the footings is in progress.

- C. Construction Contract 3 (CC-3) - Secondary Treatment Facilities.
Design: December 1993 - April 1996
Construction: On-hold

The design of the activated sludge secondary system was completed on May 1, 1996. Construction is on hold pending the completion of a Supplemental Environmental Impact Statement (SEIS) and a decision on the best alternative method for secondary treatment. A draft SEIS is expected to be released for public review in September 1996.

- D. Construction Contract 4 (CC-4A) - Smugglers Gulch Interceptor Collection System.
Bid Solicitation: April 1996 - July 1996
Construction: August 1996 - September 1997

Bid opening is scheduled for June 25, 1996. A notice to proceed is scheduled for August 1996 and construction is scheduled for completion by September 1997.

- E. Construction Contract 4 (CC-4B) - Goat Canyon Interceptor Collection System.
Bid Solicitation: April 1996 - July 1996
Construction: September 1996 - October 1997

Bid opening is scheduled for June 25, 1996. A notice to proceed is scheduled for September 1996 and construction is scheduled for completion by October 1997.

SOUTH BAY OCEAN OUTFALL

- A. Package 1 - Special Structures.
Construction Contractor: Colich and Sons
Bid: \$9,950,000
Construction: April 1996 - July 1997
The contractor will begin mobilizing in July and is expected to begin work onsite in August 1996.

- B. Package 2 - Tunnel.
Construction Contractor: Traylor Brothers/Obayashi
Bid: \$88,285,000
Construction: September 1995 - May 1998
Startup: June 1998

During the week of May 18, 1996, while excavating the drop shaft, the contractor ran into problems. The shaft had been excavated to approximately 90 feet when groundwater and soil began to intrude into the shaft. Approximately 40 to 50 feet of material came into the shaft. The contractor backfilled the excavation and is currently taking soil temperature readings to locate any warm spots and to determine the cause of the problem. In the meantime, the ground freezing operation is continuing and the contractor is adding additional freeze holes. The contractor is exploring differing site conditions relative to possible ground water movement at the drop shaft. The cause of the problem is still under review. The contractor expects to restart the excavation the week of July 1, 1996.

The tunnel boring machine left Long Beach on June 17 and is currently in Chula Vista waiting for clearance to cross the bridge on Dairy Mart Road. The tunnel riser is to be shipped from Vallejo, CA on June 26, 1996 and the offshore work on the riser is to commence in mid-July.

- C. Package 3 - Marine Works.
Construction Contractor: Fletcher General, Inc.
Bid: \$36,442,000
Construction: November 1995 - October 1997

The offshore trench excavation began on June 3, 1996. The pipe laying will begin in July.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

ITEM-204:

SUBJECT: Two actions related to the Construction of Quivera
Basin Rubblemound Breakwater.

(Mission Bay Park Community Area. District-2.)

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolutions:

Subitem-A: (R-96-1561) ADOPTED AS RESOLUTION R-287605

Authorizing a Project Cooperation Agreement with the
U.S. Army Corps of Engineers, to construct a
rubble-mound breakwater at Quivera Basin in Mission Bay
Park;

Authorizing the expenditure of not to exceed \$1,200,000
from Fund 102244, CIP Sublet 21-837.2.

Subitem-B: (R-96-1562) ADOPTED AS RESOLUTION R-287606

Stating for the record that the City of San Diego as
Lead Agency has reviewed and considered the issues
discussed in the Final EA/FONSI, dated June 13, 1995
prepared by the U.S. Army Corps of Engineers in
connection with the construction of Quivera Basin
Rubble-mound Breakwater.

CITY MANAGER SUPPORTING INFORMATION:

During the winter of 1977-78, a storm caused considerable damage
to boats, docks and other property in the Quivera Basin area of
Mission Bay Park. In 1979 the Army Corps of Engineers
constructed a temporary timber-pile breakwater at the entrance of
Quivera Basin to protect against future storm damage until a
permanent breakwater structure could be built. After another
storm, the Corps made extensive repairs to the timber-pile
breakwater in 1983. Since that time, the temporary timber-pile
breakwater has been deteriorating and is in need of extensive
repair or replacement with a permanent breakwater structure. The
City since 1988 has been urging the Army Corps to replace the
timber-pile breakwater.

In 1992 they made some minor repairs to the breakwater, but

decided that major repairs would be uneconomical and that the structure should be replaced with a permanent rubble-mound breakwater. The Corps designed a new breakwater and requested funding from Congress. With the City's assistance, Congress passed and the President signed a bill to replace the breakwater. Congressional approved funding was capped at \$2,200,000 and a replacement cost of \$3,400,000 is estimated for the permanent breakwater. Given the Congressional funding limit, the City will be responsible for project costs in excess of \$2.2 million, but not to exceed a maximum of \$1.2 million. This action by the City Council will authorize the City Manager to execute a Project Cooperation Agreement with the U.S. Army Corps of Engineers to have the Army Corps construct a permanent rubble-mound breakwater at Quivera Basin in Mission Bay Park, and authorize the expenditure of up to \$1,200,000 to fund the City's share of the cost of construction. This project has received the approval of the California Coastal Commission. The Army Corps of Engineers, as lead agency for the project, has obtained the necessary environmental approvals.

FILE LOCATION: Subitems-A,B: MEET CONFY97-1

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

* ITEM-S400:

SUBJECT: Sewer and Water Capital Improvement Projects
Phase-Funded Contracts.

CITY MANAGER'S RECOMMENDATION:

Adopt the following resolution:

(R-97-15) ADOPTED AS RESOLUTION R-287607

Approving the allocation of Water and Sewer Funds from Fiscal Year 1997 appropriations for (1) phase-funded projects already under contract whose continued prosecution require Fiscal Year 1997 funding, and (2)

projects related to reclaimed water which are mandated for completion on specific dates by Federal Court Order.

CITY MANAGER SUPPORTING INFORMATION:

On June 27, 1996, the City Council voted approval of the Fiscal Year 1997 capital improvement appropriations for the Water Fund and Sewer Funds, but deferred all decisions regarding the allocation of these appropriations among specific capital improvement projects until such time as the effect of the allocations on water and sewer rates could be deliberated by the Council. Certain projects in the Sewer Funds Capital Improvement Project Program for Fiscal Year 1997 are already under contract, such that the contracts for these projects are "phase-funded" and dependent on timely annual appropriations by the Council to remain active and progressing toward completion. Certain projects in the Water Fund Capital Improvement Project Program for Fiscal Year 1997 relate to the development of a reclaimed water system and have critical schedules due to completion dates ordered by the United States District Court. The Council's June 27, 1996 deferral of allocation of appropriations to specific capital improvement projects made no exception to authorize the allocation of Fiscal Year 1997 capital improvement funds to on-going phase-funded projects or to reclaimed water system projects with Court-ordered completion dates. This action will allow sewer fund phases scheduled through August 1996 to proceed and will provide the same for water reclamation projects requiring completion by August 1, 1997 under Federal Court Order.

FISCAL IMPACT: No additional impact beyond previously approved actions.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A146-425.)

CONSENT MOTION BY KEHOE TO ADOPT. Second by Mathis. Passed by the following vote: Mathis-yea, Wear-yea, Kehoe-yea, Stevens-yea, Warden-yea, Stallings-yea, McCarty-yea, Vargas-yea, Mayor Golding-yea.

NON-DOCKET ITEMS:

None.

ADJOURNMENT:

The meeting was adjourned by Mayor Golding at 2:41 p.m. in honor of the memory of:

Fred Lee as requested by Mayor Golding;

Colonel Daniel T. Felix as requested by Council Member Mathis; and

John, Darla, and Amanda Rozsa as requested by Council Member Mathis.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A426-473).